

# **EXHIBIT 28**

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT: McDaniel et al.  
SERIAL NO.: 08/252,384  
FILED: June 1, 1994  
CLIENT NO.: TXTox, Inc.  
FOR: Recombinant Organophosphorus Acid Anhydrase and Methods of Use

The date stamp of the mail room of the U. S. Patent & Trademark Office hereon will acknowledge receipt of Request for Oral Hearing mailed by prepaid first class U.S. Mail on March 14, 1996.

Attorney's Docket No. TXTox, Inc.

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Serial No.: 08 / 252,384

Filed: June 1, 1994

Group No.: 1814

For: Recombinant

Examiner: C. Low

Organophosphorus Acid Anhydrase and Methods of Use

Assistant Commissioner for Patents

Washington, D.C. 20231

**REQUEST FOR ORAL HEARING (37 CFR 1.194(b))**

**1. REQUEST FOR ORAL HEARING**

Applicant hereby requests an oral hearing of the Appeal in this application.

**2. TERM FOR REQUEST**

**NOTE:** "If appellant desires an oral hearing, appellant must file a written request for such a hearing accompanied by the fee set forth in § 1.17(g) within two months after the date of the examiner's answer." 37 CFR 1.194(b).

**NOTE:** A request for an oral hearing may be filed concurrently with a reply brief. Notice of Oct. 15, 1993, 38 Fed. Reg. 54,505-54,511.

**WARNING:** The time period for request for an oral hearing is not subject to the provisions of § 1.136(a) and only the provision of § 1.136(b) (extension of time for cause) can be used.

☒ The Examiner's answer was mailed on 2-4-96  
date

and the term for filing the request is two months from that mailing date. 37 CFR 1.194(b).

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**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)**

I hereby certify that this correspondence is, on the date shown below, being:


**MAILING**

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

**FACSIMILE**

☐ transmitted by facsimile to the Patent and Trademark Office.

Date: 3-14-96

  
Signature  
C. Steven McDaniel

(type or print name of person certifying)

(Request for Oral Hearing (37 CFR 1.194(b)) [9-7]—page 1 of 2)

### 3. STATUS OF APPLICANT

This application is on behalf of

- ☐ other than a small entity.  
☒ a small entity.

A verified statement:

- ☐ is attached.  
☒ has already been filed.

### 4. FEE FOR REQUEST FOR ORAL HEARING

Pursuant to 37 CFR 1.17(g), the fee for the request for oral hearing is:

- ☒ Small entity \$125.00  
☐ Other than a small entity \$250.00

Fee due \$ \_\_\_\_\_

### 5. TOTAL FEE DUE

The total fee due is:

Request for oral hearing fee \$ 125.00

### 6. FEE PAYMENT

- ☐ Attached is a check in the sum of \$ \_\_\_\_\_  
☒ Charge Account No. 03-2769 the sum of \$ 125.00

A duplicate of this transmittal is attached.

### 7. FEE DEFICIENCY

*NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, 1065 O.G. 31-33.*

- ☐ If any additional oral hearing fee is required, charge Account No. \_\_\_\_\_ ✓



SIGNATURE OF ATTORNEY

C. Steven McDaniel

(type or print name of attorney)  
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Houston, TX 77002

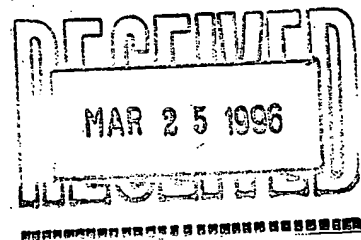
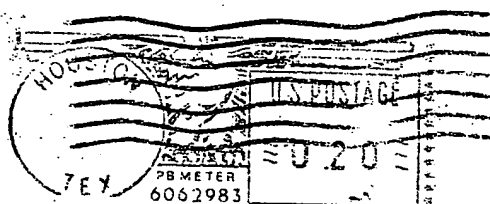
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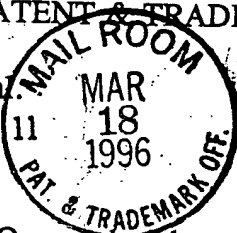
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